



Express Mail No. EL 989611907 US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Harrington et al.	Docket No: 375461-043USR1 (358012)
Serial No.: 09/586,744	Art Unit: 1652
Filed: June 2, 2000	Examiner: Saidha, Tekchand
For: MAMMALIAN FLAP SPECIFIC ENDONUCLEASE	Confirmation No.: 7865

REPLY TO NON-FINAL OFFICE ACTION

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In response to the non-final Office Action mailed December 5, 2005 in the above-captioned application, Applicants enclose herewith (1) a SUPPLEMENTAL DECLARATION FOR REISSUE PATENT APPLICATION (37 CFR §1.175); (2) a Notice of Appeal; and (3) a Request for Extension of Time Under 37 CFR §1.136(a).

The Supplemental Declaration, executed by the Applicants in counterpart, is responsive to the request by the Examiner (made in paragraph 7 of the Office Action), and obviates the rejection of Claims 1-6, 21-35 and 51-84 under 35 USC §251 as being based upon a defective oath/declaration.

Although the Office Action is non-final, certain claims have been twice rejected, making the filing of an appeal proper (37 CFR §41.31(a)).

Conclusion

Claims 1-6, 21-35 and 51-84 are believed to be in condition for allowance. An early indication of the same is therefore kindly solicited.